

## HEALTH DEPARTMENT

## ORDER

The 22nd May, 1981

**No.36/85/80-4HBII.**—In exercise of the powers conferred by sub-section (1) of section 20 of the Prevention of Food Adulteration Act, 1954 and all other powers enabling him in this behalf, the Governor of Haryana hereby authorises the Food Inspector appointed as such *vide* Haryana Government Health Department Notification No. 36/85/80-4HBII, dated the 22nd May 1981 in the local area of his respective jurisdiction excepting railway stations and railway premises up to the 17th February, 1982 for the purpose of said section.

**No. 36/85/80-4HBII.**—In exercise of the powers conferred by sub-section (i) of section 9 of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954) read with rule 8 of the Prevention of Food Adulteration Rules, 1955, the Governor of Haryana hereby appoints Shri Ramesh Chander Arora, Tehsil Sanitary Inspector to be Food Inspector for the local area of his jurisdiction excepting railway stations and railway premises up to the 7th February, 1982.

Further in exercise of the powers conferred by sub-section (2) of section 9 of the Prevention of Food Adulteration Act 1954, the Governor of Haryana hereby specifies the Local (Health) Authority in charge of Health Administration of the Local Area, wherein the aforesaid Food Inspector is posted to which he shall be officially subordinate.

G. V. GUPTA, Commissioner and Secy.

## ELECTIONS DEPARTMENT

The 26th May, 1981

**No. Elec-81/AE-2859.**—The Governor of Haryana is pleased to appoint Shri Lakshmi Narain Ganda, H.C.S., General Assistant to Deputy Commissioner, Faridabad, as District Electoral Officer, Faridabad in addition to his own duties with effect from the 16th April, 1981 (F.N.).

**No. Elec-81/R-2874.**—The following decision of the Governor of Haryana is published for general information :

In exercise of the powers conferred by clause (1) of Article 192 of the Constitution of India and in accordance with the opinion of the Election Commission of India set out in appendix hereto, the Governor of Haryana is pleased to dismiss the petition dated 4th April, 1980 of Shri Hurmat Khan, son of Shri Illahi Bux, resident of village Chandeni, Tehsil Nuh, District Gurgaon in which it was prayed that Shri Khurshid Ahmed, son of Shri Kabir Ahmed, resident of village Dhulawat, Tehsil Nuh, District Gurgaon, may be disqualified from being a member of the Haryana Vidhan Sabha.

## APPENDIX

## OPINION

This is a reference from the Governor of Haryana seeking the opinion of the Commission under article 192(2) of the Constitution of India on the question of alleged disqualification of Shri Khurshid Ahmed, a sitting Member of the Haryana Legislative Assembly, under article 191(1)(a) of the Constitution.

The above question has been raised before the Governor of Haryana by one Shri Hurmat Khan resident of Gurgaon District, in his petition dated the 4th April, 1980. It was alleged in that petition that Shri Khurshid Ahmed a sitting Member of the Haryana Legislative Assembly elected to that House from 59—Taorui Assembly Constituency at the general election held in 1977, had become subject to disqualification under article on the 5th of the Constitution for holding an office of profit under the Government of Haryana. It was stated that 191(1)(a) August, 1977 Shri Khurshid Ahmed was appointed by the Governor of Haryana as a Counsel for the Memorialists to present their case at Government expense before the Justice P.D. Sharma Commission and to assist that Commission in its enquiry into the incidents in connection with the Family Planning campaign in village Nagina, district Gurgaon, on the 28th September, 1976. The petitioner also produced a copy of the order dated the 5th August, 1977 of the Governor of Haryana which showed, among other things, that a 'salary' at the rate of Rs 3,500 p.m. was allowed to Shri Khurshid Ahmed and he was also to be treated as Class I officer of the Government for the purpose of his stay in the Rest Houses in the State of Haryana during his tenure as such Counsel. It was further stated that Shri Khurshid Ahmed joined the above office of Counsel on the 8th August, 1977 and continued to serve in that capacity upto the 28th June, 1978.

The above petition was referred to the Commission by the Governor of Haryana for its opinion as required by article 192(2) of the Constitution on the 6th May, 1980. Meanwhile, the Governor of Haryana had already issued an Ordinance No. 1 of 1980, namely, the Haryana State Legislature (Prevention of Disqualification) Amendment Ordinance, 1980, whereby the Haryana State Legislature (Prevention of Disqualification) Act, 1974 was amended to provide *inter alia* that the following office shall not disqualify its holder in terms of article 191(1)(a) of the Constitution : -

"an advocate appointed by the State Government to conduct any particular suit, case or other proceeding by or against the State Government before any Court, tribunal or other authority or to assist the Commission of Inquiry or to assist or represent any of the parties before the Commission of Inquiry, appointed under the Commission of Inquiry Act, 1952, or any other law for the time being in force."

The above amendment was given retrospective effect and the above exemption clause was deemed to have always been inserted in the principal Act. The above Ordinance was later on replaced by the Haryana Act No. 24 of 1980 in July, 1980. Subsequently, the above Ordinance and the Act were challenged before the Punjab and Haryana High Court by some persons in Civil Writ Petition No. 1765 of 1980 (Ibrahim Khan and others *versus* Shri Khurshid Ahmed and others). The Punjab and Haryana High Court dismissed the writ petition on the 29th July, 1980 and upheld the validity of the above mentioned amending Ordinance and the Act as also its retrospective effect.

In view of the above material change in the legal position, it appears unnecessary for me to go into the contentions and counter-contentions of the parties made in their written statements filed pursuant to the Commission's notices to them under section 146 of the Representation of the People Act, 1951. Even the Counsel for the petitioner, Shri S. Srinivasan clearly conceded before me at the hearing held on the 17th January, 1981 that the provisions of the aforesaid amendment Act squarely applied to the present case. Shri Srinivasan submitted that he would not press the petition made to the Governor of Haryana as the disqualification, if any, incurred by Shri Khurshid Ahmed had been removed retrospectively by the Haryana State Legislature by virtue of the aforementioned Ordinance and Act validly passed by that State Legislature under article 191(1)(a) of the Constitution which expressly empowers the State Legislature to enact such legislation.

Having regard to the legal position stated above, I am of the opinion and accordingly hold that Shri Khurshid Ahmed has not become subject to disqualification as alleged under article 191(1)(a) of the Constitution for being a Member of the Haryana Legislative Assembly. Accordingly, I tender my opinion to the above effect to the Governor of Haryana under article 192(2) of the Constitution.

New Delhi,  
January, 27, 1981.

S. L. SHAKDHAR,  
Chief Election Commissioner of India.

ISHWAR CHANDRA,  
Secretary to Government, Haryana,  
Elections Department.

#### DEVELOPMENT DEPARTMENT

The 25th May, 1981

No 3403-CRO-III-81/4742.—The Governor of Haryana is pleased to constitute a State Level Steering Committee on Rural Development Programme under Tax Exemption Scheme with the following as members :—

1. Chief Minister, Haryana	..	Chairman
2. Development Minister, Haryana	..	Dy. Chairman
3. Secretary, Development and Panchayat Department, Haryana	..	Member
4. Secretary, Education, Haryana	..	Member

(5)	Secretary, Health, Haryana	Member
(6)	Secretary, Finance, Haryana	Member
(7)	Secretary, Industrial Training/ Industries	Member
(8)	Advisor Income Tax, Haryana	Member
(9)	Director Animal Husbandry Haryana	Member
(10)	Registrar Cooperative Societies	Member
(11)	Director Public Instructions	Member
(12)	Director Health Services	Member
(13)	Director Industries	Member
(14)	Director Industrial Training	Member
(15)	Director Technical Education and Engineer-in-Chief B. & R., Haryana	Member
(16)	Dy. Secretary Development and Panchayat Department Haryana	Member-Secy.

2. The function of the State Level Steering Committee will be as under:—

- (i) To review and examine the Rural Development Programme undertaken by the various Industrial Business Houses, Cooperative Societies, Voluntary Organisations/Institutions, etc.
- (ii) To examine and sanction additional funds, staff, etc. for effective implementation of the Tax Exemption Scheme.
- (iii) To take any other action or steps that will be necessary for the implementation of the Project.

3. The Headquarters of the Committee will be at Chandigarh.

4. The Committee shall meet as often as necessary but shall meet at least once in every 3 months.

5. The Committee may coopt any other person to attend the meeting.

SUKHDEV PRASAD, Secy.

### HARYANA STATE LOTTERIES

#### RESULT

The 12th May, 1981

No. DOL/HR/81/Bhiwani/642.—The 199th Draw of Haryana State Lotteries was held at Bhiwani and the following are the results declared in the presence of Judges :—

1st Prize (1) Rs. 1,00,000 C-734024 Common to all series

2nd Prize (4) Rs. 10,000 each  
A-773595 B-762320 D-776366 E-768481

3rd Prize (50) Rs. 500 each (All the tickets ending with the last four digits in each respective series).  
A-3093 B-8901 C-3628 D-7029 E-8406

4th Prize (500) Rs. 50 each (All the tickets ending with the last four digits in all the series A, B, C, D and E).  
7429 7327 4789 9357 8377  
5363 6307 4127 8207 2704

5th Prize (1000) Rs. 10 each (All the tickets ending with the last four digits in all the series A, B, C, D and E).

8628	7287	8788	8633	6098
2503	6607	8655	8889	1788
5707	7032	7459	2507	4436
0604	3724	3584	7407	9688

*Agents Lucky Prizes* 100 prizes of Rs 40 each (Agents selling the tickets ending with the last four digits in each respective series).

A 8129 B 4690 C 2882 D 3020 E 3751

A 3069 B 7903 C 1707 D 9458 E 9639

*Seller's Lucky Prizes* 250 Prizes of Rs. 20 each (All the counterfoils of the tickets ending with the last four digits in all the series A, B, C, D and E).

8680	1007	2807	2389	3327
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The holder of the 1st and 2nd/prize winning ticket may either produce their ticket in person to Director, Haryana State Lotteries, Sector 17, Chandigarh or claim their prize through any scheduled bank having offices at Chandigarh alongwith three passport size photographs duly attested by a gazetted officer. Other prize winners are requested to send by registered post advance simple receipts of the prize amounts alongwith the prize winning tickets after affixing their signatures as also the full addresses on the reverse of their tickets. No prize will be awarded for a ticket produced after 30 days from the date of draw. A ticket which is forged, torn, mutilated or tampered with shall not be considered as a valid ticket for any prize.

*Note.*— The Director of Haryana State Lotteries does not take any responsibility for any misprint or error in the publication of the result in the newspapers.

Next Draw on 26th May, 1981 at 2 P.M. at Hansi.

The 16th May, 1981

No. DOL/HR/81/2081. The 54th Draw of Haryana Janta Lotteries was held at Chandigarh and following are the results declared in the presence of Judges :—

1st Prize (1) Rs. 15,000 in cash : EE 728169.

2nd Prize Rs. 200 each (Applicable to the tickets ending with the following digits in each respective series) :

AA 8169	BB 8169	CC 8169	DD 8169	EE 8169	FF 8169	GG 8169
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3rd Prize Rs. 25 each (Applicable to the tickets ending with the following digits on each respective series) :

AA 169	BB 169	CC 169	DD 169	EE 169	FF 169	GG 169
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4th Prize Rs. 5 (Applicable to the tickets ending with the following digits in each respective series) :

AA 69	BB 69	CC 69	DD 69	EE 69	FF 69	GG 69
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5th Prize Rs. 1 each (Applicable to the tickets ending with the following digits in each respective series) :

AA 9	BB 9	CC 9	DD 9	EE 9	FF 9	GG 9
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6th Prize 50 paise each (Applicable to the tickets ending with the following digits in each respective series) :

AA 0	BB 0	CC 0	DD 0	EE 0	FF 0	GG 0
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Special Prizes (7) Rs. 1,000 each.

AA 706189	BB 765858	CC 765111	DD 716093	EE 738694	FF 733869	GG 743799
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Sellers Lucky Prizes Rs. 5 each (All the counterfoils of the tickets ending with the following digits in all series)

- (1) 9519      (2) 7748      (3) 5159      (4) 9209

The holders of the 1st prize winning ticket may either produce their ticket in person to the Director, Haryana State Lotteries, Allahabad Building, Sector 17, Chandigarh after affixing his signatures as also full address on the reverse of his ticket or claim his prize through any scheduled bank having offices at Chandigarh. He should send three Passport size photographs duly attested by a gazetted officer. Other prize winners are also requested to send by registered post advance receipts of the prize amounts along with the prize winning tickets after affixing their signatures and also their full address on the reverse of their tickets. All prize winning tickets should be surrendered on or before 14th June, 1981. A ticket which is forged, torn, mutilated or tampered with shall not be considered as a valid ticket for any prize.

*Note.—The Director of Haryana State Lotteries do not take any responsibility for any misprint or error in the publication of the result in the newspapers.*

Next Draw at Chandigarh on 23rd May, 1981 at 2.30 P.M. (Ticket 50 paise).

### OVER ONE LAKH PRIZES

#### 2 PRIZES GUARANTEED IN 10 TICKETS

S.P. BHATIA, I.A.S.

Director of Haryana State Lotteries, Chandigarh.  
(28965, 26357, Delhi Office 311999)

### GENERAL ADMINISTRATION (SERVICES)

The 1st May, 1981

No. 50/37/81-S-(I)(A).—In exercise of the powers conferred by sub-section (1) of Section 20 of the Code of Criminal Procedure, 1973, the Governor of Haryana is pleased to appoint Shri J.K. Gupta, HCS, Additional Collector as an Executive Magistrate in the Karnal District from the date of his taking over charge of such duties in the District.

No. 50/37/81-S-(I)(B).—In exercise of the powers conferred by sub-section (4) of Section 20 of the Code of Criminal Procedure, 1973, Shri J.K. Gupta, HCS, an Executive Magistrate is placed in charge of the Karnal Sub-Division of the Karnal District from the date of his taking over charge of duties in the District.

No. 50/37/81-S-(I)(C).—In exercise of the powers conferred by sub-section (1)(a) of Section 27 of the Punjab Land Revenue Act, 1887 and sub-section (1)(a) of Section 105 of the Punjab Tenancy Act 1887, the Governor of Haryana is pleased to confer upon Shri J.K. Gupta HCS, additional Collector, Karnal the powers of a Collector under the said Acts, to hear and determine appeals from the orders and decrees of Assistant Collectors of the 1st and 2nd Grades such powers to be exercised by the said Shri J.K. Gupta, HCS, within the limits of the Karnal Sub-Division of the Karnal District.

No. 50/37/81-S-(I)-(D).—Under the provisions of clause (c) of Section 3 of the Land Acquisition Act, 1894. The Governor of Haryana is pleased to appoint Shri J.K. Gupta, HCS, Additional Collector Karnal to perform the functions of a Collector under the said act within the limits of the Karnal Sub-Division of the Karnal District.

No. 50/37/81-S-(I)(F).—In exercise of the powers conferred by sub-section (2) of Section 3 of the Punjab Restitution of Mortgaged Lands Act, 1938 (Punjab Act IV of 1938), the Governor of Haryana is pleased to invest Shri J.K. Gupta, PCS, Additional Collector, Karnal with the powers of a Collector for the purpose of the aforesaid Act, such powers to be exercised within the limits of Karnal Sub-Division of the Karnal District.

No. 50/37/81-S-(I)(F).—In exercise of the powers conferred by clause (b) of Section 2 of the Punjab Occupancy Tenants (Vesting of Proprietary Rights) Act, 1952, the Governor of Haryana is pleased to empower Shri J.K. Gupta, HCS, Additional Collector, Karnal to perform the duties of a collector under the said Act within the limits of the Karnal Sub-Division of the Karnal District.

No. 50/37/81-S-(I)(G).—In exercise of the powers conferred by section 3 of the Colonization of Government Lands Act, 1912 (Punjab Act V of 1912) Shri J.K. Gupta, HCS, Additional Collector, Karnal is appointed as a Collector to perform all the functions and exercise all the powers under sections 17, 20(3), 24, 25, 26, 32, 33 and 34 of the said Act within the limits of Karnal Sub-Division of Karnal District over the lands to which the said Act applies in respect of all State owned lands in the sub-division under the management of the Public Works Department, Haryana.